

September 30, 2004

Ms. Marlene H. Dortch  
Secretary, Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room TW-A325  
Washington, D.C. 20554

Ex Parte Presentation

RE: Docket No. 01-338, Docket No. 04-338

Dear Ms. Dortch:

Pursuant to the requirements of Sections 1.1200 et seq. of the Commission's rules, you are hereby notified on behalf of XO Communications, Inc. that Carl G. Grivner, Chief Executive Officer, Heather B. Gold, Senior Vice President and the undersigned met today with Chairman Michael Powell and Christopher Libertelli, Senior Legal Advisor. The attached presentation formed the basis for the discussion.

Should there be any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Chris McKee